

Message Text

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ACTION EUR-12

INFO OCT-01 ISO-00 EURE-00 CIAE-00 DODE-00 PM-04 H-02

INR-07 L-03 NSAE-00 NSC-05 PA-01 PRS-01 SP-02 SS-15

USIA-06 IO-11 EB-07 DOTE-00 SAM-01 SAJ-01 ACDA-05

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FM USMISSION USBERLIN

TO AMEMBASSY BONN IMMEDIATE

INFO SECSTATE WASHDC 1879

AMEMBASSY BERLIN UNN

AMEMBASSY LONDON

AMEMBASSY MOSCOW

AMEMBASSY PARIS

USMISSION NATO

C O N F I D E N T I A L USBERLIN 0091

E O 11652: GDS

TAGS: PGOV, PFOR, WB, GE, GW

SUBJ: INNER-GERMAN TRANSIT AGREEMENTS: NEWSPAPER SPECULATION
ABOUT ALLIED BK/O

REFS: A. BONN 861; B. BONN 879

1. WE SUGGESTED PRESS LINE CONTAINED REF A TO ALLIES.
BRITISH HAVE INDICATED PREFERENCE FOR PUTTING OUT
JANUARY 19 FOLLOWING COMPRESSED VERSION TO WHICH WE
HAVE AGREED AND FRENCH REACTION IS OUTSTANDING:

BEGIN TEXT: THE ALLIES WERE CONSULTED ABOUT THE FRG/
GDR NEGOTIATIONS AND CONCURRED IN THE CONCLUSION OF THE
AGREEMENTS SUBJECT TO THE NORMAL ALLIED KOM-
MANDATURA PROCEDURES BEING CARRIED OUT. THE RECENT
ALLIED LEGISLATION ON THE REICHSBAHN IS A PART OF THIS
LATTER PROCESS AND MERELY RESTATES LONG-STANDING
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PROCEDURES CONCERNING REICHSBAHN OPERATIONS IN THE

WESTERN SECTORS OF BERLIN. THE ALLIES NATURALLY WELCOME ARRANGEMENTS WHICH WILL IMPROVE TRAVEL FACILITIES FOR BERLIN. END TEXT.

2. CHIEF OF SENAT CHANCELLORY HERZ EXPRESSED SOME CONCERN ABOUT FRANKFURTER ALLGEMEINE STORY WHEN IT APPEARED SATURDAY, BUT BY SUNDAY HE HAD DECIDED IT WOULD NOT HAVE HARMFUL EFFECT. SENAT REACTION TO ALLIED BK/O HAS BEEN POSITIVE. WITHIN FEW DAYS OF ITS ISSUANCE SENAT GAVE US VERMERK IN WHICH IT PROMISED TO DO ALL WITHIN ITS POWER TO ENSURE THAT REICHBAHN ADHERED TO ITS TERMS. SENAT SUGGESTED HELPFULLY THAT ALLIES PROVIDE IT COPIES OF ALL DOCUMENTS THEY RECEIVE FROM REICHSBAHN AND PROMISED TO DO SAME FOR US SO THAT OUR REVIEW COULD PROCEED APACE. SENAT ALSO URGED THAT, AS IN PAST, ALLIES NOT INFORM REICHSBAHN THAT THEY HAVE APPROVED ANY REQUESTS UNTIL SENAT HAS MADE ITS OWN DETERMINATIONS IN AREAS OF ITS COMPETENCE (SUCH AS BUILDING CODE QUESTIONS, ETC) LEST GDR ATTEMPT TO PLAY ALLIES OFF AGAINST SENAT AND VICE VERSA.

3. SENAT ALSO ADVISED US JANUARY 15 THAT IT HAD PROVIDED COPY OF BK/O TO REICHSBAHN AND CAUTIONED REICHSBAHN OFFICIAL WITH WHOM IT NORMALLY DEALS THAT ALLIED ORDER MUST BE STRICTLY FOLLOWED. REICHSBAHN OFFICIAL ACCEPTED COPY OF BK/O WITHOUT ANY COMMENT.

4. ALLIED BK/O WAS ALSO DISCUSSED IN TAGESSPIEGEL EDITORIAL JANUARY 17 IN CONTEXT OF NEED FOR FEDERAL GERMANS AND SENAT TO TREAD CAREFULLY WITH GDR IN ANY NEGOTIATIONS INVOLVING TRANSIT QUESTIONS LEST ALLIED RIGHTS AND RESPONSIBILITIES, AND THUS ULTIMATELY CITY'S SPECIAL STATUS, BE WEAKENED. WHILE TAGESSPIEGEL SUGGESTED THAT BK/O INVOLVED GENTLE REMINDER TO WESTERN SIDE, IT POINTED OUT THAT ADDRESSEE IS REALLY GDR WHICH IS PUT ON NOTICE THAT ALLIES WILL NOT PERMIT IT TO PREEMPT SOVEREIGN FUNCTIONS IN WESTERN SECTORS. IT CALLED UPON ALLIES TO EXERCISE TACT AND FEDERAL GERMANS TO DEMONSTRATE SELF-RESTRAINT. THIS DESPITE BONN'S GROWING SENSE OF INDEPENDENCE IN OSTPOLITIK IN POST-QA PERIOD THAT
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INVOLVES BOTH NEW OPPORTUNITIES AND FAMILIAR GDR EFFORT TO FREE ITSELF OF FOUR POWER RESTRAINTS AND TREAT WITH CITY AS THIRD GERMAN STATE. GEORGE

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